

SENATE RECORD VOTE ANALYSIS

105th Congress
2nd Session

Vote No. 216

July 21, 1998, 5:18 p.m.
Page S-8635 Temp. Record

COMMERCE-JUSTICE-STATE/Mandate on Gun Safety-Storage Devices

SUBJECT: Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Bill for fiscal year 1999 . . . S. 2260. Craig motion to table the Boxer/Kohl amendment No. 3230.

ACTION: MOTION TO TABLE AGREED TO, 61-39

SYNOPSIS: As reported, S. 2260, the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Bill for fiscal year 1999, will provide a total of \$33.239 billion in new budget authority, which is \$1.115 billion more than appropriated for fiscal year (FY) 1998 and is \$3.647 billion less than requested. The bill contains large spending increases for various law enforcement activities.

The Boxer/Kohl amendment would make it unlawful for any licensed firearms manufacturer, licensed firearms importer, or licensed firearms dealer to sell, deliver, or transfer any handgun without a locking device for that handgun to any person other than a licensed manufacturer, licensed importer, or licensed dealer. A violation of this mandate would be punishable by the suspension or revocation of a license, or a fine of up to \$10,000. Nothing in this amendment would be construed as creating a cause of action against any firearms dealer or any other person for any civil liability or as establishing any standard of care. Evidence of compliance or noncompliance with the terms of this amendment would not be admissible as evidence in any proceeding of any court, agency, board, or other entity, except for an action taken with regard to an alleged violation of this mandate. The term "secure gun storage or safety device" would be defined: as a device that prevents the operation of a firearm when it is installed on that firearm; as a device incorporated into the design of a firearm that prevents that firearm's operation by anyone who does not have access to the device; or as a safe, gun safe, gun case, lock box, or other device that is designed to be or can be used to store a firearm and that can only be unlocked by a key, a combination, or other similar means. Further, it would have to be a device that was approved as a gun safety device by a licensed firearms manufacturer for use on the particular handgun in question.

Debate was limited by unanimous consent. After debate, Senator Craig moved to table the amendment. Generally, those favoring the motion to table opposed the amendment; those opposing the motion to table favored the amendment.

(See other side)

YEAS (61)			NAYS (39)			NOT VOTING (0)	
Republicans (52 or 95%)	Democrats (9 or 20%)		Republicans (3 or 5%)	Democrats (36 or 80%)		Republicans (0)	Democrats (0)
Abraham	Hutchinson	Baucus	Chafee	Akaka	Kennedy		
Allard	Hutchison	Breaux	DeWine	Biden	Kerrey		
Ashcroft	Inhofe	Bryan	Warner	Bingaman	Kerry		
Bennett	Jeffords	Conrad		Boxer	Kohl		
Bond	Kempthorne	Dorgan		Bumpers	Landrieu		
Brownback	Kyl	Hollings		Byrd	Lautenberg		
Burns	Lott	Leahy		Cleland	Levin		
Campbell	Lugar	Reid		Daschle	Lieberman		
Coats	Mack	Robb		Dodd	Mikulski		
Cochran	McCain			Durbin	Moseley-Braun		
Collins	McConnell			Feingold	Moynihan		
Coverdell	Murkowski			Feinstein	Murray		
Craig	Nickles			Ford	Reed		
D'Amato	Roberts			Glenn	Rockefeller		
Domenici	Roth			Graham	Sarbanes		
Enzi	Santorum			Harkin	Torricelli		
Faircloth	Sessions			Inouye	Wellstone		
Frist	Shelby			Johnson	Wyden		
Gorton	Smith, Bob						
Gramm	Smith, Gordon						
Grams	Snowe						
Grassley	Specter						
Gregg	Stevens						
Hagel	Thomas						
Hatch	Thompson						
Helms	Thurmond						

EXPLANATION OF ABSENCE:

- 1—Official Business
- 2—Necessarily Absent
- 3—Illness
- 4—Other

SYMBOLS:

- AY—Announced Yea
- AN—Announced Nay
- PY—Paired Yea
- PN—Paired Nay

NOTE: The Boxer/Kohl amendment was debated concurrently with a Craig/Hatch amendment. See vote No. 215.

For debate, see vote No. 215.